

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LOWEY DANNENBERG COHEN, P.C., its
capacity as account holder of, and party with interest
in, the REZULIN SETTLEMENT FUND

Plaintiff

vs.

JAMES R. DUGAN, II, STEPHEN B. MURRAY
d/b/a THE MURRAY LAW FIRM, RAWLINGS
AND ASSOCIATES, PLLC, GREG MURPHY,
MORAIN & MURPHY, LLC, WALLACE
JORDAN RATLIFF & BRANDT, LLC ELWOOD
S. SIMON & ASSOCIATES, P.C., KERSHAW,
CUTTER & RATINOFF, LLP, BERMAN
DEVALERIO PEASE TABACCO BURT &
PUCILLO, MARK FISCHER, and GEORGE
RAWLINGS

Defendants

Case No. 08 Civ. 0461

HONORABLE KENNETH M.
KARAS

ECF CASE

DECLARATION OF JAMES R. DUGAN, II

I, JAMES R. DUGAN, II, hereby declare pursuant to 28 U.S.C. § 1746, as follows:

1. I am an attorney admitted to practice in Louisiana, working for The Murray Law Firm.
2. A true and correct copy of the Petition for Damages, Quantum Meruit, Concurus and Injective Relief, filed July 18, 2007 in the Civil District Court for the Parish of Orleans is attached to Defendants', James R. Dugan, II and Stephen B. Murray d/b/a The Murray Law Firm, Memorandum in Support of Motion to Dismiss Complaint and Bill in the Nature of Interpleader as Exhibit A.
3. A true and correct copy of Order granting Plaintiff's Motion to Remand in the Dugan action signed by Judge Kaplan is attached to Defendants', James R. Dugan, II and

Stephen B. Murray d/b/a The Murray Law Firm, Memorandum in Support of Motion to Dismiss Complaint and Bill in the Nature of Interpleader as Exhibit B.

4. A true and correct copy of the Settlement Agreement is attached to Defendants', James R. Dugan, II and Stephen B. Murray d/b/a The Murray Law Firm, Memorandum in Support of Motion to Dismiss Complaint and Bill in the Nature of Interpleader as Exhibit C.

5. A true and correct copy of the January 18, 2007 a letter sent to Steve Glickstein, esq., is attached to Defendants', James R. Dugan, II and Stephen B. Murray d/b/a The Murray Law Firm, Memorandum in Support of Motion to Dismiss Complaint and Bill in the Nature of Interpleader as Exhibit D.

I declare under penalty of perjury that the foregoing to true and correct.

Dated: January 23, 2008
New Orleans, Louisiana


JAMES R. DUGAN, II